

02-11-02

A

HOWREY  
-SIMON  
ARNOLD  
& WHITE  
**HOWREY**  
ATTORNEYS AT LAW

750 BERING DRIVE  
HOUSTON, TX 77057-2198  
PHONE 713.787.1400  
FAX 713.787.1440  
A LIMITED LIABILITY PARTNERSHIP

02/08/02



10/071272  
U.S. PTO



February 8, 2002

FILE: 11898.0021.NPUS00

CERTIFICATE OF EXPRESS MAILING	
NUMBER	<u>EL 831787845 US</u>
DATE OF DEPOSIT	<u>8 February, 2002</u>
I hereby certify that this paper or fee is being deposited with the United States Postal Service "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to: Assistant Commissioner for Patents, Washington, DC 20231.	
<u>Paula S. Lixkhart</u> Signature	

**BOX PATENT APPLICATION**

Commissioner for Patents  
Washington, DC 20231

RE: *U.S. Patent Application Entitled: "Identification of Seeds or Plants Using Phenotypic Markers"*

Sir:

Transmitted herewith for filing is a 39-page patent specification including 39 claims and an abstract. The specification constitutes the application of Greg A. Penner, Stefan A. Bledig, and Timothy W. Conner for the captioned invention.

Please note that this application is filed without an inventors' Declaration and Assignment, a Declaration Claiming Small Entity Status, a Power of Attorney, and filing fees. Pursuant to 37 C.F.R. § 1.53(b) and (f), the Applicants request the Patent and Trademark Office to accept this application and accord a serial number and filing date as of the date this application is deposited with the U.S. Postal Service for Express Mail. Further, the Applicants request that the NOTICE OF MISSING PARTS-FILING DATE GRANTED pursuant to 37 C.F.R. § 1.53(f) be sent to the undersigned Applicants' representative.

Please date stamp and return the enclosed postcard to evidence receipt of this application.

Commissioner for Patents

February 8, 2002

Page 2

Please forward any reply to this communication directly to our Houston office for docketing purposes. The mailing address and the physical address for courier packages is 750 Bering Drive, Houston, Texas, 77057-2198, and the Houston fax number is 713.787.1440.

Respectfully submitted,



Robert P. Auerbach

Patent Agent

Reg. No.: 46,525

Encl:

Nonprovisional Patent Application (39 pages)

Return Postcard

10071272-020802